

IN THE MATTER OF THE PUBLIC HEALTH ACT – ALBERTA
ORDER OF AN EXECUTIVE OFFICER

To: Giuseppe Tradori (Joe)
229 7 A Street NE,
Calgary, Alberta, T2E 4E7
(the “**Owner**”)

And To: The Public Guardian / Power of attorney of Giuseppe Tradori
229 7 A Street NE,
Calgary, Alberta, T2E 4E7

And To: All Occupants (the “**Occupants**”) of those premises located in Calgary, Alberta and municipally described as:

Main floor, 229 7 A Street NE,
Calgary, Alberta

Re: Those premises located in Calgary, Alberta and municipally described as:

Main floor, 229 7 A Street NE, Calgary, Alberta

WHEREAS I, an **Executive Officer** of **Alberta Health Services**, have inspected the above noted premises pursuant to the provisions of the **Public Health Act**, RSA 2000, c. P-37, as amended;

AND WHEREAS such inspection disclosed that the following conditions exist in and about the above noted premises which are or may become injurious or dangerous to the public health or which might hinder the prevention or suppression of disease, namely:

- a. There is no hand wash basin in the bathroom.
- b. The bathtub is not accessible for the occupants.
- c. There is a large accumulation of garbage, used diapers and belongings throughout the property.
- d. The accumulation of belongings in the bedroom prevents emergency egress.
- e. The fridge in the kitchen contains rotting food.
- f. The kitchen counter space is not accessible for food preparation.
- g. There is a fly problem evident within the property.
- h. There is a strong odour throughout the property.
- i. The front door to the property has a broken window and is therefore not weatherproof.
- j. The kitchen ceiling shows signs of previous water and structural damage.

AND WHEREAS such inspection disclosed that the following breaches of the Public Health Act and the Housing Regulation, Alberta Regulation 173/99, and Minimum Housing and Health Standards exist in and about the above noted premises, namely:

ORDER OF AN EXECUTIVE OFFICER

Re: Those premises located in Calgary, Alberta and municipally described as Main floor, 229 7 A Street NE,
Calgary, Alberta

- a. There is no hand wash basin in the bathroom. This is a breach of the "Minimum Housing and Health Standards", specifically Section 7.
- b. The bathtub is not accessible for the occupants. This is a breach of the "Minimum Housing and Health Standards", specifically Section 7.
- c. There is a large accumulation of garbage, used diapers and belongings throughout the property. This is a breach of the "Nuisance and General Sanitation Regulation", specifically Section 2(1).
- d. The accumulation of belongings in the bedroom prevents emergency egress. This is a breach of the "Nuisance and General Sanitation Regulation", specifically Section 2(1).
- e. The fridge in the kitchen contains rotting food. This is a breach of the "Nuisance and General Sanitation Regulation", specifically Section 2(1).
- f. The kitchen counter space is not accessible for food preparation. This is a breach of the "Minimum Housing and Health Standards", specifically Section 14(a).
- g. There is a fly problem evident within the property. This is a breach of the "Nuisance and General Sanitation Regulation", specifically Section 2(1).
- h. There is a strong odour throughout the property. This is a breach of the "Nuisance and General Sanitation Regulation", specifically Section 2(1).
- i. The front door to the property has a broken window and is therefore not weatherproof. This is a breach of the "Minimum Housing and Health Standards", specifically Section 2(b)(1).
- j. The kitchen ceiling shows signs of previous water and structural damage. This is a breach of the "Minimum Housing and Health Standards", specifically Section 1(a) & (c).

AND WHEREAS, by virtue of the foregoing, the above noted premises are hereby declared to be **unfit for human habitation;**

NOW THEREFORE, I hereby **ORDER** and **DIRECT**:

1. That the above noted premises be **vacated no later than 9am, on Monday, the 15th day of June, 2009.**

ORDER OF AN EXECUTIVE OFFICER

Re: Those premises located in Calgary, Alberta and municipally described as Main floor, 229 7 A Street NE,
Calgary, Alberta

2. That, if the above noted premises are to be reoccupied, the Owner immediately undertake and diligently pursue the completion of the following work in and about the above noted premises, namely:

- a. Install a hand wash basin in the bathroom.
- b. Ensure the bathtub is accessible and operating properly for the occupants.
- c. Remove all garbage and used diapers from within the property. Clean and sanitize all surfaces.
- d. Remove the accumulation of belongings in the bedroom so that the occupants may escape in case of emergency.
- e. Remove the rotting food from the kitchen area including the food within the fridge. Clean and sanitize every surface.
- f. Clean and sanitize the kitchen counters, tables etc and ensure there is space for food preparation.
- g. Replace the broken window in the front door to the property.
- h. Investigate the damage to the kitchen ceiling.
- i. Have a competent person inspect the sub floor to ensure its safe condition.
- j. Investigate the source of the odour and eliminate.

3. That, until such time as the work referred to in paragraph 2 is completed to the satisfaction of the undersigned, or an executive officer of Alberta Health Services, the above noted premises **shall remain vacant and secured from unauthorized entry.**

Dated at Calgary, Alberta, this 11th day of June, 2009, confirming the verbal order given on 10th day of June 2009.

Sarah L Nunn BSc(Hons) CPHI(C)
Public Health Inspector / Executive Officer
Alberta Health Services

Section 5(2) of the Public Health Act provides that a person who is directly affected by this Order and considers himself or herself aggrieved hereby may appeal the same to the Public Health Appeal Board, 24th Floor, Telus Plaza North Tower, 10025 Jasper Avenue, Edmonton AB T5J 2N3, within ten (10) days. The terms of this Order remain in effect notwithstanding the filing or proposed filing of any such appeal.

The Owner is advised that the Public Health Act empowers Alberta Health Services to carry out the terms of this Order on the Owner's behalf and at the Owner's expense should the Owner fail to comply with the terms hereof.

ORDER OF AN EXECUTIVE OFFICER

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Calgary, Alberta

Airdrie

Airdrie Public Health Centre
604 Main Street South
Airdrie, AB T4B 3K7
Phone: 403-912-8400
Fax: 403-912-8410

Banff

Banff Health Centre
303 Lynx Street
PO Box 1266
Banff, AB T1L 1B3
Phone: 403-762-2990
Fax: 403-762-5570

Calgary/Mountain View/Rocky View

Alberta Health Services, *Southport*
10101 Southport Rd SW
Calgary, AB T2W 3N2
Phone: 403-943-2288
Fax: 403-943-8056

Canmore

Canmore Public Health
#104, 800 Railway Avenue
Canmore, AB T1W 1P1
Phone: 403-678-5656
Fax: 403-678-5068

Claresholm

Claresholm Public Health
5221 2nd Street W
PO Box 1391
Claresholm, AB T0L 0T0
Phone: 403-625-4061
Fax: 403-625-4062

Didsbury

Didsbury Health Unit
PO Box 130
1210 -20th Avenue
Didsbury, AB T0M 0W0
Phone: 403-335-7292
Fax: 403-335-7610

Okotoks

Okotoks Public Health Centre
11 Cimarron Commons
Okotoks, AB T1S 2E9
Phone: 403-995-2600
Fax: 403-995-2639

Strathmore

Public Health Building
650 Westchester Road
Strathmore, AB T1P 1H8
Phone: 403-361-7200
Fax: 403-361-7244

www.calgaryhealthregion.ca/envhealth